HIGH COURT LEGAL SERVICES COMMITTEE, KALABURAGI

BEFORE THE LOK-ADALAT

IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 8TH DAY OF MARCH, 2025

CONCILIATORS PRESENT

THE HON'BLE MR. JUSTICE C.M.JOSHI

AND

SRI SUDHIRSINGH R VIJAPUR, MEMBER

M.F.A. NO.200143 of 2025 (MV-D)

Lok Adalat No.4/2025

BETWEEN:

BHAGYASHRI W/O ROHAN YENAPE,
AGE: 27 YEARS, OCC: HOUSEHOLD WORK,
R/O NANDUR, TQ. MANGALWEDA,
DIST. SOLAPUR.

...APPELLANT

(BY SRI. KOUJALAGI CHANDRAKANT LAXMAN, ADVOCATE)

AND:

1. JAVID S/O ILAHI SHAIKH,
   AGE: 43 YEARS, OCC: BUSINESS,
   R/O BAGAWAN NAGAR, KURUL ROAD,
   MOHOL, DIST. SOLAPUR-413 213.

2. THE BRANCH MANAGER,
   ORIENTAL INSURANCE CO. LTD.,
   1ST FLOOR, BIDARI COMPLEX,
   S.S. FRONT ROAD, VIJAYAPURA-586 101.

...RESPONDENTS

(BY MANVENDRA REDDY, ADV. FOR R2;
V/O DTD. 25.02.2025, NOTICE TO R1 IS DISPENSED WITH)

THIS MFA IS FILED UNDER SECTION 173(1) OF THE MOTOR VEHICLES ACT, PRAYING TO MODIFY THE JUDGMENT AND AWARD PASSED BY THE COURT OF PRINCIPAL SENIOR CIVIL JUDGE AND MEMBER MACT-V, AT VIJAYAPURA IN M.V.C. NO.1024/2021 DATED 07.03.2024 AND BE PLEASED TO ALLOW THE CLAIM PETITION BY GRANTING THE RELIEF AS PRAYED FAR BY THE APPELLANTS HEREIN.

THIS APPEAL COMING ON FOR CONCILIATION BEFORE LOK ADALAT, THIS DAY, THE FOLLOWING ORDER IS PASSED:

CONCILIATION ORDER

The learned counsel for the Appellant/Claimant and the representative of Respondent-Insurance Company along with its counsel are present.

2. After prolonged negotiations, the matter is settled. The Appellant/Claimant has agreed to receive and the Respondent-Insurance Company has agreed to pay a lump-sum of compensation of Rs.1,00,000/- (Rupees One Lakh only), in addition to what has been awarded by the Tribunal, in full and final settlement of the claim. A joint Memo is filed on behalf of the parties to this effect. Same is accepted.

3. The entire amount shall be released in favour of the Claimant.

4. The Respondent-Insurance Company has agreed to deposit the said amount before the Tribunal within six weeks from the date of preparation of Award, failing which the said amount shall carry interest at the rate of 9% p.a. from the date of default, till the date of deposit.

5. The Miscellaneous First Appeal stands disposed of in terms of the Joint Memo. The award of the Tribunal shall stand modified accordingly. Draw up the award accordingly.

Sd/-
(C.M.JOSHI)
JUDGE

Sd/-
(SUDHIRSINGH R VIJAPUR)

sdu